

(B) ON A SHOWING THAT NOTICE WOULD EXPOSE THE CHILD OR EITHER PARTY TO ABUSE ~~OR INJURY~~ AS DEFINED IN § 4-501 OF THIS ARTICLE OR FOR ANY OTHER GOOD CAUSE THE COURT ~~MAY~~ SHALL WAIVE THE NOTICE REQUIRED BY THIS SECTION.

(C) IF ~~THE CUSTODIAL~~ EITHER PARTY IS REQUIRED TO RELOCATE IN LESS THAN THE 45-DAY PERIOD SPECIFIED IN THE NOTICE REQUIREMENT, ~~IT SHALL BE A COMPLETE~~ THE COURT MAY CONSIDER AS A DEFENSE TO ANY ACTION BROUGHT FOR A VIOLATION OF SUCH NOTICE REQUIREMENT ~~IF~~ THAT:

(1) RELOCATION WAS NECESSARY DUE TO FINANCIAL OR OTHER EXTENUATING CIRCUMSTANCES; AND

(2) THE REQUIRED NOTICE WAS GIVEN WITHIN A REASONABLE TIME AFTER LEARNING OF THE NECESSITY TO RELOCATE.

(D) THE COURT MAY CONSIDER ANY VIOLATION OF THE NOTICE REQUIREMENT AS A FACTOR IN DETERMINING THE MERITS OF ANY SUBSEQUENT PROCEEDING INVOLVING CUSTODY OR VISITATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1995.

Approved May 9, 1995.

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CHAPTER 233

(House Bill 155)

AN ACT concerning

**St. Mary's County – Circuit Court Appearance Fees**

FOR the purpose of requiring the Clerk of the Circuit Court for St. Mary's County to collect, in advance, a certain fee for docketing the appearance of counsel when bringing or defending a civil action in the court; requiring the Clerk to ~~deposit~~ monthly transmit to the County each month the appearance fees collected into a special account; requiring the County to maintain the appearance fees in a special account; providing that the funds in the special account be used only for certain purposes; and generally relating to the collection and use of an appearance fee for certain civil actions brought in the Circuit Court for St. Mary's County.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 7-204(a)

Annotated Code of Maryland

(1989 Replacement Volume and 1994 Supplement)

BY adding to